## Case 14-18431-elf Doc 77 Filed 07/18/20 Entered 07/19/20 00:40:00 Desc Imaged Certificate of Notice Page 1 of 4

United States Bankruptcy Court Eastern District of Pennsylvania

In re: Johnnie M. Berry Debtor Case No. 14-18431-elf Chapter 13

#### **CERTIFICATE OF NOTICE**

District/off: 0313-2 User: YvetteWD Page 1 of 1 Date Rcvd: Jul 16, 2020 Form ID: pdf900 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 18, 2020.

db +Johnnie M. Berry, 852 W. Cobbs Creek Parkway, Lansdowne, PA 19050-3625

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 18, 2020 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 16, 2020 at the address(es) listed below:

ANDREW F GORNALL on behalf of Creditor NATIONSTAR MORTGAGE LLC agornall@kmllawgroup.com, bkgroup@kmllawgroup.com

BRIAN E. CAINE on behalf of Creditor U.S. Bank Trust National Association, as Trustee of the SCIG Series III Trust bcaine@parkermccay.com, BKcourtnotices@parkermccay.com

DANIELLE BOYLE-EBERSOLE on behalf of Creditor U.S. Bank National Association et al c/o Rushmore Loan Management Services debersole@hoflawgroup.com, pfranz@hoflawgroup.com

JOSHUA I. GOLDMAN on behalf of Creditor NATIONSTAR MORTGAGE LLC

Josh.Goldman@padgettlawgroup.com

THOMAS I. PULEO on behalf of Creditor NATIONSTAR MORTGAGE LLC tpuleo@kmllawgroup.com,

bkgroup@kmllawgroup.com

United States Trustee USTPRegion03.PH.ECF@usdoj.gov

WILLIAM C. MILLER on behalf of Trustee WILLIAM C. MILLER, Esq. ecfemails@ph13trustee.com,

TOTAL: 10

philaecf@gmail.com

WILLIAM C. MILLER, Esq. ecfemails@ph13trustee.com, philaecf@gmail.com

WILLIAM EDWARD CRAIG on behalf of Creditor First Investors Servicing Corporation

ecfmail@mortoncraig.com, mhazlett@mortoncraig.com;mortoncraigecf@gmail.com

ZACHARY PERLICK on behalf of Debtor Johnnie M. Berry Perlick@verizon.net, pirelandl@verizon.net

#### UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA (Philadelphia)

In Re: : Chapter 13 Johnnie M. Berry : Case No. 14-18431-ELF Debtor, U.S. Bank Trust National Association. as Trustee of the SCIG Series III Trust Movant, : Hearing: July 14, 2020 at 9:30 a.m. v. : Courtroom # 1 Johnnie M. Berry Debtor, and William C. Miller, Esquire : 11 U.S.C. §362(d) Trustee, Respondents.

# STIPULATION RESOLVING MOTION FOR RELIEF FROM THE AUTOMATIC STAY

THIS matter being opened to the Court by Brian E. Caine, Esquire, of the law office of Parker McCay P.A., attorney for the secured creditor, U.S. Bank Trust National Association, as Trustee of the SGIC Series III Trust, (hereinafter "Movant"), upon a Motion for Relief from the Automatic Stay as to Real Property, more commonly known as 852 West Cobbs Creek Parkway, Lansdowne, PA 19050; and Zachary Perlick, Esquire appearing on behalf of Debtor, Johnnie M. Berry, and it appearing that the parties have amicably resolved their differences and for good cause shown;

- 1. As of July 9, 2020, the post-petition arrears are \$2,412.75 which represents payments of \$1,241.26 each due June 1, 2020 and July 1, 2020 with a suspense balance of \$69.77.
- 2. The Debtor agrees to reimburse the Movant for its attorney fees (\$850.00) and costs (\$181.00) for prosecution of the within Motion.

- 3. The Debtor shall cure the post-petition arrears plus the motion fees and costs by adding \$573.96 to the regular monthly payments each due August 1, 2020 through January 1, 2021.
- 4. The Debtor will resume regular monthly payments to Movant starting with the February 1, 2021 payment, and continuing each month thereafter for the duration of this Chapter 13 proceeding, Debtors shall remit payments directly to Movant as same come due.
- 5. If the Debtor fails to make any of the payments stated herein by their due date, then counsel for the Movant may send Debtors and Debtors' attorney a notice of default, and the Debtors shall have 14 days from the date of the notice to cure said default. If the default is not cured timely cured, Movant may file a Certification of Default with the Court and the Court shall enter an Order granting Movant relief from the automatic stay, as to the mortgaged property herein.
- 6. Debtor agrees that Movant may charge attorney fees of \$100 for each notice of default letter.

(remainder of page intentionally left blank)

The undersigned hereby consent to the form and entry of the within Stipulation.

/s/Brian E. Caine Brian E. Caine, Esquire Parker McCay P.A. 9000 Midlantic Drive, Suite 300 Mount Laurel, NJ 08054 (856) 985-4059 bcaine@parkermccay.com

/s/Zachary Perlick Zachary Perlick, Esquire 1420 Walnut Street, Suite 718 Philadelphia, PA 19102 (215) 569-2922 zack@zacharyperlicklaw.com

/s/ LeRoy W. Etheridge, Esq. for

NO OBJECTION \*without prejudice to any Concurrence by the Chapter 13 Trustee rights and remedies

### ORDER

It is hereby **ORDERED**, that the foregoing Stipulation is approved.

Date: 7/16/20

ERIC L. FRANK

U.S. BANKRUPTCY JUDGE